

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ALABAMA
SOUTHERN DIVISION**

JOHN GARTMAN,	:	
Petitioner,	:	
v.	:	CIVIL ACTION 07-0210-WS-M
FREDDIE BUTLER,	:	
Respondent.	:	

ORDER

After due and proper consideration of all pleadings in this file, and a *de novo* determination of those portions of the Recommendation to which objection is made, the Recommendation of the Magistrate Judge made under 28 U.S.C. § 636(b)(1)(B) is **ADOPTED** as the opinion of this Court.

It is **ORDERED** that this action be **DISMISSED** as time-barred.

DONE this 1st day of June, 2007.

s/WILLIAM H. STEELE

UNITED STATES DISTRICT JUDGE